

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
December 6, 2011**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 1:04 P.M. on December 6, 2011 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS
PRESENT:**

Patricia M. Selig, RN, FNP, PhD; President
Jeanne Holmes, Citizen Member
Jane R. Ingalls, RN, CNS, PhD
Trula Minton, MS, RN
Karen K. Schultz, PhD, MBA, Citizen Member

STAFF PRESENT: Brenda Krohn, RN, MS, Deputy Executive Director
Gloria D. Mitchell, RN, MSN, MBA, Deputy Executive Director
Krystal Blanton, Senior Discipline Specialist

OTHERS PRESENT: Howard M. Casway, Senior Assistant Attorney General

**ESTABLISHMENT OF
A QUORUM:** With six members of the Board present, a quorum was established.

FORMAL HEARINGS: **Andrew Intiako, LPN 0002-071713**
Mr. Intiako appeared and presented a signed consent order.

Jim Rutkowski Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

CLOSED MEETING: Ms. Minton moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:05 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Intiako. Additionally, Ms. Minton moved that Ms. Krohn, Ms. Mitchell, Ms. Blanton and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 1:08 P.M.

Ms. Minton moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public

business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Dr. Ingalls moved that the Board of Nursing accept the consent order to place Andrew Intiako on probation for not less than two years of nursing practice with terms. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon entry by the Board stating the findings, conclusion and decisions.

FORMAL HEARINGS:

Cheryl L. Janisko, RN 0001-145208

Ms. Janisko appeared.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

Lynn Austin, Senior Investigator, Department of Health Professions; and Amy Stewart, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Ms. Minton moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:56 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Janisko. Additionally, Ms. Minton moved that Ms. Krohn, Ms. Mitchell, Ms. Blanton and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 2:07 P.M.

Ms. Minton moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Holmes moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Dr. Schultz moved that the Board of Nursing continue the license of Cheryl Janisko on indefinite suspension for not less than two years and issue an order of reprimand. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

FORMAL HEARINGS:

Jennifer M. Byrum, RN 0001-091750

Ms. Byrum did not appear.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

Jennifer Challis, Senior Investigator, Department of Health Professions and Dawn France, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Ms. Minton moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:27 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Byrum. Additionally, Ms. Minton moved that Ms. Krohn, Ms. Mitchell, Ms. Blanton and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 2:37 P.M.

Ms. Minton moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Holmes moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Dr. Schultz moved that the Board of Nursing continue the license of Jennifer Byrum on indefinite suspension for not less than two years and issue an order of reprimand. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:

The Board adjourned at 2:40 P.M.

Brenda Krohn, RN, MS
Deputy Executive Director